

1 By Finney

H.J.R. No. 60

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HOUSE JOINT RESOLUTION

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proposing an amendment to Article III, Constitution of the State of Texas, adding Section 64, to provide for abolishing or consolidating offices and functions of government by act of the Legislature and for consolidating performance of governmental functions by contract between political subdivisions in counties of not less than 500,000 and not more than 600,000 inhabitants.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. That Article III, Constitution of the State of Texas, be amended to add Section 64 to read as follows:

"Section 64. (a) The Legislature may by statute provide for the abolition or consolidation of some offices and functions of government of any one or more political subdivisions comprising or located within any county in this State having not less than 500,000 and not more than 600,000 inhabitants. Any such statute shall require an election to be held within the political subdivisions affected thereby with approval by a majority of the voters in each of these political subdivisions, under such terms and conditions as the Legislature may require.

"(b) The county government, or any political subdivision(s) comprising or located therein, may contract one with another for the performance of governmental functions required or authorized by this Constitution or the Laws of this State, under such terms and conditions as the Legislature may prescribe. The term "governmental functions," as it relates to counties, includes all duties, activities and operations of state-wide importance in which the county acts for the State, as well as of local importance, whether required or authorized by this Constitution or the Laws of this State."

Sec. 2. The foregoing constitutional amendment shall be submitted to a vote of the qualified electors of this state at an election to be held on the first Tuesday after the first Monday in November 1968, at which election all ballots shall have printed on them the following:

"FOR the constitutional amendment authorizing the Legislature to provide for abolishing or consolidating governmental offices and functions and allowing political subdivisions to contract for performance of governmental functions in counties of not less than 500,000 and not more than 600,000 inhabitants."

"AGAINST the constitutional amendment authorizing the Legislature to provide for abolishing or consolidating governmental offices and functions and allowing political subdivisions to contract for performance of governmental functions in counties of not less than 500,000 and not more than 600,000 inhabitants."

Sec. 3. The Governor of the State of Texas shall issue the necessary proclamation for the election, and this amendment shall be published in the manner and for the length of time as required by the Constitution and laws of this state.

(For a favorable report on a bill where a "committee substitute" was recommended by the committee.)

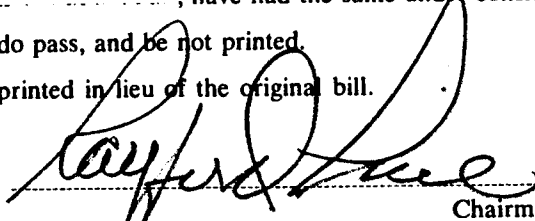
**COMMITTEE REPORT**Date May 4, 1967

HON. BEN BARNES

Speaker of the House of Representatives.

Sir:

We, your Committee on Constitutional Amendments, to whom was referred HJR No. 60, have had the same under consideration and beg to report back with recommendation that it do pass, and be not printed. Committee Substitute was recommended and is to be printed in lieu of the original bill.

  
Chairman.

(A "committee substitute" in the case of a bill is in the form of two suggested amendments, a new body and a new caption. Under the Rules a committee may authorize the printing of the "committee substitute" in lieu of the original bill. If the original caption is adequate, the "committee substitute" should be only a new body; and in such case the original caption should be printed along with the suggested new body.)

ANALYSIS OF COMMITTEE SUBSTITUTE

(1) Background Information

Harris County is the only county which has the constitutional right to abolish or consolidate offices and functions of government by acts of the Legislature and for consolidating performance of governmental functions by contract between political subdivisions.

(2) What the Bill Proposes to do

Amend Article III, Constitution, by adding Section 64, to provide for consolidating offices and functions of government by act of the Legislature and for performance of governmental functions by contract between political subdivisions in counties of not less than 300,000 and not more than 600,000 inhabitants according to the 1960 Federal Census.

(3) Section by Section Analysis

Section 1: Amend Article III, Constitution, by adding Section 64, to provide that the Legislature may by statute provide for the abolition or consolidation of some offices and functions of government of any one or more political subdivisions comprising or located within any county in this state having not less than 300,000 or more than 600,000 inhabitants according to the 1960 Federal Census. Any such statute shall require an election to be held within the political subdivisions affected thereby with approval by a majority of the voters in each of these political subdivisions, under such terms and conditions as the Legislature may require.

The County government, or any political subdivision(s) located therein, may contract one with another for the performance of governmental functions required or authorized by this Constitution or the laws of this state, under such terms as the Legislature may prescribe. No person acting under a contract made pursuant to this Subsection (b) shall be deemed to hold more than one office of honor, trust, or profit or more than one civil office of emolument. The term "governmental functions", as it relates to counties, includes all duties, activities, and operations of state-wide importance in which the county acts for the state, as well as of local importance, whether required or authorized by this Constitution or the laws of this state.

The only counties affected by this amendment are El Paso County and Tarrant County.

Section 2: This amendment shall be submitted to the qualified electors of this state on the first Tuesday after the first Monday in November, 1968.

Section 3: The Governor shall issue the necessary proclamation for the election, and this amendment shall be published in the manner and for the length of time as required by the Constitution and laws of this State.

(4) Summary of Committee Hearings

Representative Finney explained HJR 60 to the Committee, and Judge Howard Green, County Judge of Tarrant County, spoke in favor of HJR 60. There were no witnesses to testify against HJR 60. The bill was sent to subcommittee. The Committee unanimously adopted Subcommittee amendment No. 1 and Subcommittee amendment No. 2. The Committee unanimously reported HJR 60 back to the House with the recommendation that it do pass and the committee substitute be printed in lieu of the original HJR 60.

COMMITTEE AMENDMENT  
NO. 1

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M

*Harrison*

COMMITTEE AMENDMENT TO

H.J.R. 60

Amendment No. 1.

Amend H.J.R. 60 by striking out all below the resolving clause and substituting the following:

*Copy*  
"Section 1. That Article III, Constitution of the State of Texas, be amended to add Section 64 to read as follows:

"Section 64. (a) The Legislature may by statute provide for the consolidation of governmental offices and functions of government of any one or more political subdivisions comprising or located within any county in this State having not less than 300,000 and not more than 600,000 inhabitants according to the 1960 Federal Census. Any such statute shall require an election to be held within the political subdivisions affected thereby with approval by a majority of the voters in each of these political subdivisions, under such terms and conditions as the Legislature may require.

"(b) The county government, or any political subdivision(s) comprising or located therein, may contract one with another for the performance of governmental functions required or authorized by this Constitution or the Laws of this State, under such terms and conditions as the Legislature may prescribe. No person acting under a contract made pursuant to this Subsection (b) shall be deemed to hold more than one office of honor, trust or profit or more than one civil office of emolument. The term "governmental functions," as it relates to counties, includes all duties, activities and operations of statewide importance in which the county acts for the State, as well as of local importance, whether required or authorized by this Constitution or the Laws of this State."

"Sec. 2. The foregoing constitutional amendment shall be submitted to a vote of the qualified electors of this State at an election to be held on the first Tuesday after the first Monday in November 1968, at which election all ballots shall have printed on them the following:

"FOR the constitutional amendment authorizing the Legislature to provide for consolidating governmental offices and functions and allowing political subdivisions to contract for performance of governmental functions in counties of not less than 300,000 and not more than 600,000 inhabitants according to the 1960 Federal Census."

"AGAINST the constitutional amendment authorizing the Legislature to provide for consolidating governmental offices and functions and allowing political subdivisions to contract for performance of governmental functions in counties of not less than 300,000 and not more than 600,000 inhabitants according to the 1960 Federal Census."

"Sec. 3. The Governor of the State of Texas shall issue the necessary proclamation for the election, and this amendment shall be published in the manner and for the length of time as required by the Constitution and Laws of this State."

MAY 12 1967

DATE

READ AND ADOPTED

*as Amended*  
*Herbert Hallman*  
CHIEF CLERK  
HOUSE OF REPRESENTATIVES

COMMITTEE AMENDMENT

2

*2/10/67*

COMMITTEE AMENDMENT TO

H.J.R. 60

Amendment No. 2.

Amend H.J.R. 60 by striking out all above the resolving clause and substituting the following:

"A JOINT RESOLUTION

"proposing an amendment to Article III, Constitution of the State of Texas, adding Section 64, to provide for consolidating offices and functions of government by act of the Legislature and for performance of governmental functions by contract between political subdivisions in counties of not less than 300,000 and not more than 600,000 inhabitants according to the 1960 Federal Census."

DATE MAY 12 1967

READ AND ADOPTED

*Dorothy Hallman*  
CHIEF CLERK  
HOUSE OF REPRESENTATIVES

Price  
Amend committee amendment #1  
to H.R. 60 by adding to  
the following at the end of  
Sec. 3:

"The publication of this  
amendment shall be limited to  
the publication of sections  
142 of this resolution only." (11)

MAY 12 1967

DATE \_\_\_\_\_

READ AND ADOPTED

Dorothy Hadden  
CHIEF CLERK  
HOUSE OF REPRESENTATIVES

By: Finney, et al

H.J.R. No. 60

HOUSE JOINT RESOLUTION

proposing an amendment to Article III, Constitution of the State of Texas, adding Section 64, to provide for consolidating offices and functions of government by act of the Legislature and for performance of governmental functions by contract between political subdivisions in counties of not less than 300,000 and not more than 600,000 inhabitants according to the 1960 Federal Census.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. That Article III, Constitution of the State of Texas, be amended to add Section 64 to read as follows: \_\_\_\_\_

"Section 64. (a) The Legislature may by statute provide for the consolidation of governmental offices and functions of government of any one or more political subdivisions comprising or located within any county in this State having not less than 300,000 and not more than 600,000 inhabitants according to the 1960 Federal Census. Any such statute shall require an election to be held within the political subdivisions affected thereby with approval by a majority of the voters in each of these political subdivisions, under such terms and conditions as the Legislature may require. \_\_\_\_\_

"(b) The county government, or any political subdivision(s) comprising or located therein, may contract one with another for the performance of governmental functions required or authorized by this Constitution or the Laws of this State, under such terms and conditions as the Legislature may prescribe. No person acting under a contract made pursuant to this Subsection (b) shall be deemed to

hold more than one office of honor, trust or profit or more than one civil office of emolument. The term 'governmental functions,' as it relates to counties, includes all duties, activities and operations of statewide importance in which the county acts for the State, as well as of local importance, whether required or authorized by this Constitution or the Laws of this State."

Sec. 2. The foregoing constitutional amendment shall be submitted to a vote of the qualified electors of this state at an election to be held on the first Tuesday after the first Monday in November 1968, at which election all ballots shall have printed on them the following: \_\_\_\_\_

"FOR the constitutional amendment authorizing the Legislature to provide for consolidating governmental offices and functions and allowing political subdivisions to contract for performance of governmental functions in counties of not less than 300,000 and not more than 600,000 inhabitants according to the 1960 Federal Census."

"AGAINST the constitutional amendment authorizing the Legislature to provide for consolidating governmental offices and functions and allowing political subdivisions to contract for performance of governmental functions in counties of not less than 300,000 and not more than 600,000 inhabitants according to the 1960 Federal Census." \_\_\_\_\_

Sec. 3. The Governor of the State of Texas shall issue the necessary proclamation for the election, and this amendment shall be published in the manner and for the length of time as required by the Constitution and laws of this state. The publication of this



H.J.R. No. 60

amendment shall be limited to the publication of Sections 1 and 2  
of this Resolution only. \_\_\_\_\_  
\_\_\_\_\_

Austin, Texas

May 17, 1967

Hon. Preston Smith  
President of the Senate

Sir:

We, your Committee on CONSTITUTIONAL AMENDMENTS,  
to which was referred HJR ~~XX~~ No. 60, have had the same  
under consideration, and I am instructed to report it back to  
the Senate with the recommendation that it do \_\_\_\_\_  
pass \_\_\_\_\_ and be \_\_\_\_\_ printed.

  
\_\_\_\_\_  
Chairman MOORE

CAS

*Kennard*

*Amend H.J.R. No 60 by striking all above and below the Resolving Clause and substituting in lieu thereof the following:*

HOUSE JOINT RESOLUTION

Proposing an amendment to Article III, Constitution of the State of Texas, adding Section 64, to provide for consolidating offices and functions of government by act of the Legislature and for performance of governmental functions by contract between political subdivisions in El Paso and Tarrant Counties.

~~BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS,~~

Section 1. That Article III, Constitution of the State of Texas, be amended to add Section 64 to read as follows:

"Section 64. (a) The Legislature may by statute provide for consolidation of governmental offices and functions of government of any one or more political subdivisions comprising or located within El Paso or Tarrant Counties. Any such statute shall require an election to be held within the political subdivisions affected thereby with approval by a majority of the voters in each of these subdivisions, under such terms and conditions as the Legislature may require.

"(b) The county government, or any political subdivision(s) comprising or located therein, may contract one with another for the performance of governmental functions required or authorized by this Constitution or the Laws of this State, under such terms and conditions as the Legislature may prescribe. No person acting under a contract made pursuant to this Subsection (b) shall be deemed to hold more than one office of honor, trust or profit or more than one civil office of emolument. The term 'governmental functions,' as it relates to counties, includes all duties, activities and operations of statewide importance in which the county acts for the State, as well as of local importance, whether required or authorized by this Constitution or the Laws of this State."

Sec. 2. The foregoing constitutional amendment shall be submitted to a vote of the qualified electors of this state at an election to be held on the first Tuesday after the first Monday in November 1968, at which election all ballots shall have printed on them the following:

MAY 27 1967

The House has concurred in Senate amendments to H.J.R. No. 60 by vote of 141 ayes, 1 noes.

*Dorothy Hallman*

Chief Clerk, House of Representatives

ADOPTED

MAY 26 1967

*Charles Schuabel*

OF SENATE

(#1)

"FOR the constitutional amendment authorizing the legislature to provide for consolidating governmental offices and functions and allowing political subdivisions to contract for performance of governmental functions in El Paso and Tarrant counties."

"AGAINST the constitutional amendment authorizing the legislature to provide for consolidating governmental offices and functions and allowing political subdivisions to contract for performance of governmental functions in El Paso and Tarrant counties."

Sec. 3. The Governor of the State of Texas shall issue the necessary proclamation for the election, and this amendment shall be published in the manner and for the length of time as required by the Constitution and laws of this state. The publication of this amendment shall be limited to the publication of Section 1 and 2 of this Resolution only.

ENROLLED

H.J.R. No. 60

HOUSE JOINT RESOLUTION

proposing an amendment to Article III, Constitution of the State of Texas, adding Section 64, to provide for consolidating offices and functions of government by act of the Legislature and for performance of governmental functions by contract between political subdivisions in El Paso and Tarrant Counties.

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H.J.R. No. 60

more than one civil office of emolument. The term 'governmental functions,' as it relates to counties, includes all duties, activities and operations of statewide importance in which the county acts for the State, as well as of local importance, whether required or authorized by this Constitution or the Laws of this State."

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"AGAINST the constitutional amendment authorizing the legislature to provide for consolidating governmental offices and functions and allowing political subdivisions to contract for performance of governmental functions in El Paso and Tarrant counties."

Sec. 3. The Governor of the State of Texas shall issue the necessary proclamation for the election, and this amendment shall be published in the manner and for the length of time as required by the Constitution and laws of this state. The publication of this amendment shall be limited to the publication of Section 1 and 2 of this Resolution only.

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Lieutenant Governor  
President of the Senate

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Speaker of the House

H.J.R. No. 60

I hereby certify that H.J.R. No. 60 was passed by the House on May 12, 1967, by the following vote: Yeas 133, Nays 0; and that the House concurred in Senate amendments to H.J.R. No. 60 on May 27, 1967, by the following vote: Yeas 141, Nays 1.

---

Chief Clerk of the House

I hereby certify that H.J.R. No. 60 was passed by the Senate, as amended, on May 26, 1967, by the following vote: Yeas 22, Nays 9.

---

Secretary of the Senate

APPROVED:

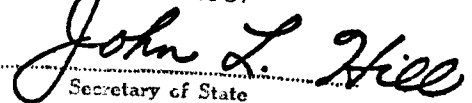
6/18/67

Date

  
Governor

RECEIVED IN OFFICE OF THE  
SECRETARY OF STATE  
1:05pm O'CLOCK

JUN 13 1967

  
Secretary of State

H.J.R. No. 60 By Finney,  
C et al

HOUSE JOINT RESOLUTION

proposing an amendment to Article III, Constitution of the State of Texas, adding Section 64, to provide for abolishing or consolidating offices and functions of government by act of the Legislature and for consolidating performance of governmental functions by contract between political subdivisions in counties of not less than 500,000 and not more than 600,000 inhabitants.

FILED MAR 10 1967

MAR 13 1967

READ 1st TIME

AND REFERRED TO COMMITTEE ON

Constitutional Amendments

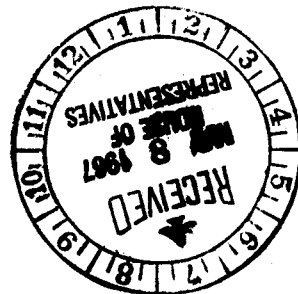
MAY 8 1967

REPORTED FAVORABLY SENT TO PRINTER

PRINTED, DISTRIBUTED AND

TO COMMITTEE ON

ROLLS 7:00 P.M. MAY 8 1967  
(Time) (Date)



MAY 12 1967

Motion to suspend all necessary rules to consider, prevailed by A vote.

Non-record

Dorothy Hallman

Chief Clerk, House of Representatives

MAY 12 1967

READ SECOND

TIME Amended AND

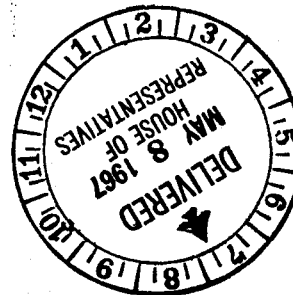
ORDERED ENGROSSED + Adopted

by vote of 133 ayes, 0 noes.

Dorothy Hallman

AS AMENDED

Chief Clerk, House of Representatives



MAY 12 1967 MOTION TO RECONSIDER THE VOTE BY WHICH HJR #60 WAS

ADOPTED / PASSED AND TO TABLE THE MOTION TO RECONSIDER PREVAILED PASSED BY A Non-record VOTE

AYES

NOES

Dorothy Hallman  
CHIEF CLERK HOUSE OF REPRESENTATIVES

MAY 12 1967 SENT TO ENGROSSING CLERK



By: Finney, et al

H.J.R. No. 60

HOUSE JOINT RESOLUTION

proposing an amendment to Article III, Constitution of the State of Texas, adding Section 64, to provide for consolidating offices and functions of government by act of the Legislature and for performance of governmental functions by contract between political subdivisions in counties of not less than 300,000 and not more than 600,000 inhabitants according to the 1960 Federal Census. \_\_\_\_\_

3-10-67 Filed. \_\_\_\_\_

3-13-67 Read first time and referred to Committee on Constitutional Amendments. \_\_\_\_\_

5- 8-67 Reported favorably as amended, sent to printer. \_\_\_\_\_

5- 8-67 Printed, distributed and referred to Committee on Rules at 7:00 p.m. \_\_\_\_\_

5-12-67 Motion to suspend all necessary rules to consider, prevailed by a non-record vote. \_\_\_\_\_

5-12-67 Read second time, amended, ordered engrossed and adopted by the following vote: Yeas 133, Nays 0. \_\_\_\_\_

Dorothy Hallman  
Chief Clerk, H. of R.

5-12-67 Sent to Engrossing Clerk. \_\_\_\_\_

5-12-67 Engrossed. \_\_\_\_\_

Irene Suggins  
Engrossing Clerk, H. of R.

MAY 15 1967 RETURNED FROM ENGROSSING CLERK SENT TO THE SENATE

MAY 15 1967

IN THE SENATE  
Received from the House

MAY 16 1967

Read first time  
and referred to Committee  
on Constitutional Amendments

MAY 18 1967

Reported Favorably.

MAY 26 1967

Regular order of business suspended by unanimous consent to permit consideration.

MAY 26 1967

READ SECOND TIME, amended  
AND PASSED TO THIRD READING.

MAY 26 1967

Senate Rule 32 and  
Constitutional Rule (Sec. 32, Art. III)  
suspended by a vote of 25 yeas,  
6 nays, to place bill on third  
reading and final passage.

MAY 26 1967

READ THIRD TIME AND PASSED  
BY THE FOLLOWING VOTE:

Yeas 22 Nays 9

Charles Schnabel  
Secretary of the Senate

MAY 27 1967 SENT TO HOUSE



MAY 27 1967

RETURNED FROM SENATE

AS AMENDED

SENT TO PRINTER

*Dorothy Hallman*

Chief Clerk, House of Representatives

PRINTED, DISTRIBUTED AND

REFERRED TO COMMITTEE ON

RULES 1:00 P.M. MAY 27 1967  
(Time) (Date)

MAY 27 1967

The House has concurred in Senate amendments  
to H.R. Bill No. 60 by vote of 141 ayes,  
102 noes.

*Dorothy Hallman*

Chief Clerk, House of Representatives

MAY 27 1967

MOTION TO RECONSIDER THE VOTE BY  
WHICH House Concurred WAS  
ADOPTED / PASSED AND TO TABLE THE MOTION TO RECON-  
SIDER PREVIOUSLY PASSED BY A Non-record VOTE OF

*Dorothy Hallman*  
CHIEF CLERK HOUSE OF REPRESENTATIVES

MAY 27 1967 SENT TO ENROLLING CLERK